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USA WASTE OF CALIFORNIA, INC.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

JOEL ZEPEDA,

Plaintiff,

v.

WASTE MANAGEMENT, INC.; USA WASTE  
OF CALIFORNIA, INC. A WASTE  
MANAGEMENT COMPANY; AND DOES 1  
THROUGH 50, INCLUSIVE,

Defendants.

Case No. 2:23-cv-00932-MCE-DMC

**JOINT STIPULATION TO MODIFY  
SCHEDULING ORDER; ORDER**

Complaint Filed: February 28, 2023

1 Plaintiff JOEL ZEPEDA (“Plaintiff”) and Defendants WASTE MANAGEMENT,  
2 INC. and USA WASTE OF CALIFORNIA, INC. (“Defendants”) (collectively Plaintiff and  
3 Defendants are referred to herein as the “Parties”), by and through their respective counsel of record,  
4 hereby stipulate to continue the deadlines set by the Initial Pretrial Scheduling Order (ECF Dkt. 2) and  
5 the Parties Joint Rule 26(f) Discovery Plan (ECF Dkt. 5).

6 WHEREAS, Plaintiff filed the operative First Amended Complaint on **April 18, 2023**,  
7 in the Superior Court of California, County of Butte;

8 WHEREAS, Defendants removed this matter to the United States District Court,  
9 Eastern District of California on **May 18, 2023**;

10 WHEREAS, on **May 19, 2023**, the Court issued an Initial Pretrial Scheduling Order  
11 that set forth the following litigation dates:

- 12 - Non-expert discovery completion date – **May 17, 2024**;
- 13 - Expert witness disclosure deadline – **July 16, 2024**;
- 14 - Supplemental expert witness disclosure deadline – **August 15, 2024**;
- 15 - Expert witness discovery completion date – **October 14, 2024**; and
- 16 - Dispositive motion deadline – **November 13, 2024**;

17 WHEREAS, the Parties have agreed to participate in a private mediation, are currently  
18 selecting a mediator and a mediation date, anticipate that they will complete the mediation by **July 31,**  
19 **2024**, and the Parties seek to stay litigation activities in order to focus their efforts on potential  
20 resolution of this matter;

21 WHEREAS, the Parties respectfully request that the Court modify the Initial Pretrial  
22 Scheduling Order and reset the litigation dates as follows (or other dates as the Court sees fit);

- 23 - Non-expert discovery completion date – **October 17, 2024**;
- 24 - Expert witness disclosure deadline – **December 16, 2024**;
- 25 - Supplemental expert witness disclosure deadline – **January 16, 2025**;
- 26 - Expert witness discovery completion date – **March 14, 2025**; and
- 27 - Dispositive motion deadline – **April 14, 2025**.

28 Dated: March \_\_, 2024  
JOINT STIPULATION TO MODIFY  
SCHEDULING ORDER; ORDER

LAW OFFICES OF LARRY L. BAUMBACH

/s/ Larry L. Baumbach (Approved on 3/22/2024)  
Larry L. Baumbach

Attorneys for Plaintiff  
JOEL ZEPEDA

Dated: March 13, 2024

LITTLER MENDELSON, P.C.

/s/ Douglas L. Ropel  
Richard L. Gillespie  
Douglas L. Ropel

Attorneys for Defendant  
USA WASTE OF CALIFORNIA, INC.

**ORDER**

AS STIPULATED, the Pretrial Scheduling Order is modified as follows:

- Non-expert discovery completion date – **October 17, 2024;**
- Expert witness disclosure deadline – **December 16, 2024;**
- Supplemental expert witness disclosure deadline – **January 16, 2025;**
- Expert witness discovery completion date – **March 14, 2025;** and
- Dispositive motion deadline – **April 14, 2025.**

IT IS SO ORDERED.

Dated: April 15, 2024

  
\_\_\_\_\_  
MORRISON C. ENGLAND, JR.  
SENIOR UNITED STATES DISTRICT JUDGE